IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4847 OF 2004
ALONGWITH
WRIT PETITION NO.9829 OF 2003

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.R.Shridharan with Mr.P.Shah i/b M/s.P.D.S.Legal for the petitioner.
Mr.S.R.Nargolkar AGP for respondent nos.2 to 4.

CORAM: V.G.PALSHIKAR,AG.C.J. &
D.B.BHOSALE, J.

DATED: 15TH DECEMBER, 2005

P.C.:

. Both these petitions can be conveniently disposed of by directing respondent no.1 to issue fresh notice to the petitioner to show cause why the provisions contained in Standards of Weights and Measures (Packaged Commodities) Rules, 1977 cannot be made applicable to the products of the petitioners and after hearing the petitioners the concerned Authority shall decide whether the provisions of the Packaged Commodities Rules, 1977 are applicable to petitioners products or not and if it is ultimately held that

the Packaged Commodities Rules, 1977 are applicable to petitioners products, to proceed against the petitioners accordingly for breach thereof. After issuance of such show cause notice and giving an opportunity to the petitioner to contest the same the concerned authority shall decide the matter in accordance with law under the provisions of the Rules and Act of which same is made. The adjudication shall be prospective from the date of issuance of the notification. The petition is, therefore, disposed of in aforesaid terms.

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